

Contact your local Claims Office or Legal Assistance Office for assistance and guidance with the Article 139 process.



WIESBADEN CLAIMS OFFICE
ROOM 223, BLDG. 1023W
(inside Welcome Center)
CLAY KASERNE, WIESBADEN

HOURS OF OPERATION

**MONDAY, TUESDAY,
WEDNESDAY, FRIDAY**
0900-1200; 1300-1600

THURSDAY
1300-1600

Examples of Appropriate Claims under Article 139:

- **A Soldier starts a fight with a civilian and breaks the civilian's furniture.**
- **A Soldier is off-duty and intentionally breaks a downtown storefront window or vandalizes parked cars.**
- **A Soldier "borrows" a cell phone from another Soldier and sells it to a pawn shop.**
- **A Soldier deliberately pours a beer into the stereo system of another Soldier who dated his girlfriend.**

ARTICLE 139 CLAIMS



Headquarters, US Army Europe
Wiesbaden Legal Center
Building 1023W, Room 223
Clay Kaserne Welcome Center

Phone: 537-0664 (DSN)
0611-143-537-0664 (CIV)





Article 139 Claims

Article 139 of the Uniform Code of Military Justice (UCMJ) allows commanders to investigate allegations of a wrongful taking or willful damage to property by Soldiers. In some circumstances, the Article 139 claims process allows a commander to direct the Finance Office to pay a victim from the wrongdoer's pay.

If you believe you have an appropriate claim under Article 139, you must submit it within 90 days of the incident. You must provide a written and signed statement that describes the incident and requests a sum in U.S. dollars. You should also attach evidence, in the form of photographs, police reports, receipts, and other documents, that supports your claim.

You may present your claim to any officer, who will forward it to the Special Court Martial Convening Authority (SPCMCA) having juris-

diction over the Soldier against whom the claim is made.

If your claim appears to have merit, the SPCMCA will appoint an Investigating Officer (IO). The IO will conduct an investigation and render findings and recommendations regarding this investigation. To hold a Soldier financially liable, the IO must conclude that it is more likely than not that the Soldier wrongfully took or willfully damaged your property. After a legal review, the SPCMCA will make a final decision regarding payment of the claim, or forward it to a higher authority, depending on the amount claimed.

Regardless of the outcome, both the claimant and the Soldier will be notified of the determination and have the right to request reconsideration.

Examples of Inappropriate Claims under Article 139:

- **Claims resulting from negligent acts**
- **Claims for personal injury or death**
- **Claims resulting from acts of military personnel acting within the scope of their employment**
- **Claims resulting from the conduct of Reserve component personnel who were not subject to the UCMJ at the time of the offense**
- **Subrogated claims, including claims by insurers**
- **Claims for theft of services (claim must be for theft of property)**
- **Claims for indirect or consequential damages**